

House Study Bill 637 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE
ON COMMERCE BILL BY
CHAIRPERSON LUNDGREN)

A BILL FOR

1 An Act relating to electronic delivery of certain insurance
2 notices and documents.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 505B.1, Code 2022, is amended by adding
2 the following new subsections:

3 NEW SUBSECTION. 11A. a. Notwithstanding any provision of
4 this section to the contrary, an employer policyholder of a
5 group health plan may consent to electronic delivery of notices
6 and documents on behalf of its covered employees. For such
7 consent to be effective for a particular covered employee,
8 the employee must be able to effectively access the notices
9 and documents delivered by electronic means at any location
10 the employee is reasonably expected to perform the employee's
11 duties, and such access must be an integral part of those
12 duties.

13 b. Each covered employee shall be provided with a clear and
14 conspicuous written statement informing the employee of all of
15 the following:

16 (1) The right of the employee to have notices and documents
17 provided or made available in paper form.

18 (2) The right of the employee to withdraw consent to have
19 notices and documents delivered by electronic means and any
20 conditions or consequences imposed in the event consent is
21 withdrawn.

22 (3) Whether the consent applies as follows:

23 (a) Only to the particular transaction as to which the
24 notice or document must be provided.

25 (b) To notices of cancellation, nonrenewal, or termination.

26 (c) To other identified categories of notices and documents
27 that may be delivered by electronic means during the time the
28 employee is a covered employee.

29 (4) The means, after consent is given by the employer
30 policyholder, by which the employee may obtain a paper copy of
31 a notice or document delivered by electronic means.

32 (5) The procedure the employee must follow to withdraw
33 consent to have a notice or document delivered by electronic
34 means and to update information needed to contact the employee
35 electronically.

1 The bill provides that the issuer of a health insurance
2 policy or contract (issuer) may provide a group or individual
3 insurance policy or contract electronically to a party without
4 the affirmative consent of the party if the issuer mails
5 written notice to the party describing the requirements as
6 detailed in the bill. The bill requires that an issuer that
7 receives a request from a party for a paper form of a policy
8 or contract must provide the copy free of charge no later than
9 15 days after the date that the issuer receives the party's
10 request.